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DEPOSIT



Docket No.: 0879-0310P  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Satoshi OKAMOTO

Application No.: 09/833,649

Confirmation No.: 1743

Filed: April 13, 2001

Art Unit: 2622

For: IMAGE DATA TRANSMITTING DEVICE  
AND METHOD

Examiner: Y. K. Aggarwal

**REQUEST FOR REFUND**  
**(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

MS 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 02-2448 shown on the statement for the month of August 07 for the above-identified

☒ application

☐ patent

☒ A copy of the monthly statement in which the error referred to occurs; accompanies this request.

Application No.: 09/833,649

Docket No.: 0879-0310P

II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF  
REFUND  
REQUESTED

☐ filing fee

\_\_\_\_\_

☐ search fee

\_\_\_\_\_

☐ examination fee

\_\_\_\_\_

☐ surcharge for filing the basic filing  
on a date later than the filing date of  
the application (37 C.F.R. § 1.16(e))

\_\_\_\_\_

and/or

☐ surcharge for filing the oath or declaration  
on a date later than the filing date of the  
application (37 C.F.R. § 1.16(e))

\_\_\_\_\_

☐ extension of term

☐ first month

\_\_\_\_\_

☒ second month

\$120.00

☐ third month

\_\_\_\_\_

☐ fourth month

\_\_\_\_\_

☐ excess claims

\_\_\_\_\_

☐ issue fee

\_\_\_\_\_

☐ petition fee

\_\_\_\_\_

Application No.: 09/833,649

Docket No.: 0879-0310P

- |                          |                                  |       |
|--------------------------|----------------------------------|-------|
| <input type="checkbox"/> | patent maintenance fee           | _____ |
| <input type="checkbox"/> | first maintenance fee            | _____ |
| <input type="checkbox"/> | second maintenance fee           | _____ |
| <input type="checkbox"/> | third maintenance fee            | _____ |
| <input type="checkbox"/> | patent maintenance fee surcharge | _____ |
| <input type="checkbox"/> | Other:                           | _____ |
|                          |                                  | _____ |
|                          |                                  | _____ |

TOTAL REFUND REQUESTED

\$120.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicant filed an RCE with a two-month extension of time on August 20, 2007, paying \$790.00 for the RCE and \$450.00 for the two-month extension of time fee. However, the first month extension of time fee of \$120.00 was already paid on July 23, 2007 with the filing of the Response to the Final Office Action. Applicant should have paid \$330.00 instead of \$450.00. The additional \$120.00 for the extension fee should be refunded to the deposit account.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2448.

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We respectfully request that the attached copy of this letter be returned to us with an indication that the credit has been processed.

Dated: April 8, 2008

Respectfully submitted,

By

Michael R. Cammarata

Registration No.: 39,491

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachment(s)

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**United States  
Patent and  
Trademark Office**

Statement

Month: Aug-07

Account  
Number: 22448

Name: STEWART  
KOLASCH &  
BIRCH

Attention:  
Street GATEHOUSE

Address 1: E ROAD  
JULIE ANN

Address 2: EAST  
FALLS

City: CHURCH

State: VA

Zip: 22042

Country: UNITED  
STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
21-Aug	67	9833649 0879-0310P		1801	\$790.00	\$597,362.00
21-Aug	68	9833649 0879-0310P		1252	\$450.00	\$596,912.00



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b> <b>FY 2006</b> (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)		<b>Docket Number (Optional)</b> 0879-0310P	
<b>Application Number</b> 09/833,649-Conf. #1743		<b>Filed</b> April 13, 2001	
<b>For</b> IMAGE DATA TRANSMITTING DEVICE AND METHOD			
<b>Art Unit</b> 2622		<b>Examiner</b> Y. K. Aggarwal	
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application. The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):			
	<b>Fee</b>	<b>Small Entity Fee</b>	
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$ 450.00
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	08/21/2007 CNGUYEN2 0000039 022448	
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	02 FC:1252 \$1080	450.00 DA
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>02-2448</u> . I have enclosed a duplicate copy of this sheet.			
I am the <input type="checkbox"/> applicant/inventor.			
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).			
<input checked="" type="checkbox"/> attorney or agent of record. Registration Number <u>39,491</u>			
<input type="checkbox"/> attorney or agent under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 _____			
_____ Signature		August 20, 2007 Date	
_____ Michael R. Cammarata Typed or printed name		(703) 205-8000 Telephone Number	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input type="checkbox"/> Total of <u>1</u> forms are submitted.			

09833649

08/21/2007 CNGUYEN2 0000039 022448 09833649  
02 FC:1252 450.00 CR  
04/22/2008 HGEBREH1 0000033 022448 09833649  
01 FC:1252 330.00 DA